

Decision 06-07-008 July 20, 2006

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

In the Matter of the Application of Southern California Gas Company (U 904 G) Regarding Year 10 (2003-2004) of Its Gas Cost Incentive Mechanism.

Application 04-06-025  
(Filed June 15, 2004)

**OPINION CLOSING PROCEEDING**

**Closing of Proceeding**

Decision (D.) 05-04-003 addressed the Year 10 Gas Cost Incentive Mechanism (GCIM) application filed by Southern California Gas Company (SoCalGas). In that decision, the Commission found that SoCalGas' calculation of its shareholder award under the GCIM was correct and awarded \$2.4 million to SoCalGas. Due to the ongoing activities in the Order Instituting Investigation (I.) 02-11-040, that award is subject to refund or adjustment as may be determined by us in I.02-11-040.

D.05-04-003 kept this proceeding open to address any request for compensation that might be filed by The Utility Reform Network (TURN) in connection with this proceeding.

In the April 21, 2005 ruling of the administrative law judge (ALJ), TURN was ruled eligible to file a claim for an award of compensation in this proceeding. The ruling recognized the consultation process established in D.04-09-022. That consultation process consists of discussions between SoCalGas, TURN, and the Division of Ratepayer Advocates regarding SoCalGas'

interstate natural gas capacity commitments, which may affect the GCIM. The ruling quoted from TURN's February 2, 2005 notice of intent that it intends to recover its costs for participating in the consultation process, and would seek recovery of any costs that might be incurred regarding the Year 10 GCIM.

D.05-04-003 was adopted by the Commission on April 7, 2005, and mailed to the parties the following day. Pub. Util. Code § 1804(c) requires that a request for intervenor compensation be filed within 60 days of the date of issuance of a final decision. TURN has not filed a request for an award of intervenor compensation for work that it may have undertaken in connection with this proceeding.

Since the time for filing a request for an award for intervenor compensation has passed without the filing of such a request, this proceeding should be closed because there are no other issues that need to be resolved.

### **Comments on Draft Decision**

The draft decision of the ALJ in this matter was mailed to the parties in accordance with Pub. Util. Code § 311(g)(1) and Rule 77.7 of the Rules of Practice and Procedure. No comments were filed.

### **Assignment of Proceeding**

Michael R. Peevey is the Assigned Commissioner, and John S. Wong is the assigned ALJ in this proceeding.

### **Findings of Fact**

1. D.05-04-003 kept this proceeding open to address any request for compensation that might be filed by TURN.
2. TURN was ruled eligible in the April 21, 2005 ruling to file a claim for an award of compensation in this proceeding.

**Conclusions of Law**

1. TURN has not filed a request for an award of compensation in this proceeding within the time required.
2. This proceeding should be closed because there are no other issues that need to be resolved.

**O R D E R**

**IT IS ORDERED** that as there are no other issues to be resolved, Application 04-06-025 is closed.

This order is effective today.

Dated July 20, 2006, at San Francisco, California.

MICHAEL R. PEEVEY  
President  
GEOFFREY F. BROWN  
DIAN M. GRUENEICH  
JOHN A. BOHN  
RACHELLE B. CHONG  
Commissioners

